



**US Army Corps  
of Engineers®**  
New England District

696 Virginia Road  
Concord, MA 01742-2751

# PUBLIC NOTICE

**Date: June 1, 2006**

**File Number: NAE-2006-434**

**In Reply Refer To: Ms. Diane M. Ray**

**email: diane.m.ray@usace.army.mil**

## **REISSUANCE OF THE DEPARTMENT OF THE ARMY CONNECTICUT PROGRAMMATIC GENERAL PERMIT (PGP)**

The New England District, U.S. Army Corps of Engineers, 696 Virginia Road, Concord, MA 01742-2751 hereby announces the reissuance of the statewide Programmatic General Permit (PGP) pursuant to 33 CFR Part 325.5(c)(3), for minimal-impact activities within the State of Connecticut. The effective date of the new PGP is May 31, 2006. The new PGP will continue to provide a simplified review process for activities in Corps jurisdiction under Section 404 of the Clean Water Act and Section 10 of the Rivers and Harbors Act of 1899. This public notice is issued in accordance with 33 CFR 325.10 to assure potential applicants for permits are informed of the requirements of 33 CFR 320-330 and of the steps required to obtain permits for activities in waters of the United States.

General Permits are encouraged under the President's plan as a way to streamline state and Federal regulatory programs. The New England District has already had success with streamlining these programs with the use of PGP's throughout New England. This PGP is designed to authorize activities formerly covered under the Nationwide Permit (NWP) Program and the prior PGP that expired on May 31, 2006. This reissued PGP became effective on May 31, 2006. Continued utilization of the general permit process in place of the NWPs will provide important benefits to the public including simplifying the process, expediting decisions and providing necessary environmental protection.

Projects with minimal individual and cumulative effects on the aquatic environment will be approved administratively under this PGP. Projects with the potential for more than minimal effects will be subjected to individual permit review. The individual permit review procedures are not altered by the PGP. Federal exemptions, which are not necessarily the same as the State's exemptions, are also not being altered by the PGP. In addition, PGP authorizations will not be valid until all other required Federal, State, and local permits and/or certifications are obtained.

All PGP authorizations will be subject to the applicability requirements, procedures, and conditions contained in the PGP document (attached). Project eligibility under this PGP will fall into two categories: non-reporting projects (Category 1) and reporting projects, requiring screening (Category 2).

Category 2 activities will be reviewed by the Corps, the State of Connecticut Department of Environmental Protection, and the Federal resource agencies (U.S. Fish and Wildlife Service, U.S. Environmental Protection Agency, and National Marine Fisheries Service) as outlined within the attached document. Through interagency screening, the Corps will determine if the individual and cumulative adverse environmental impacts are minimal and whether the project may proceed under the PGP.

The new PGP supercedes the previous PGP, but does not affect activities authorized under the previous PGP that have commenced prior to the new issuance. Activities which have commenced (i.e. are under construction or are under contract to commence) prior to the issuance date of this general permit, in reliance upon the terms and conditions of the category under which it was authorized, shall remain authorized provided the activity is completed within twelve months of the date of the expiration of the current PGP, that is by May 31, 2012, or in accordance with specific expiration requirements contained in the Corps PGP authorization letter for Category 2 projects.

You can view the Connecticut PGP on our web site at <http://www.nae.usace.army.mil>. Please go to “Regulatory/Permitting”, “Programmatic General Permits” and then “Connecticut”. Please contact Ms. Ray at the address above or by telephone at (978) 318-8831 or by email at [diane.m.ray@usace.army.mil](mailto:diane.m.ray@usace.army.mil) for more information or for a copy of the PGP.

*On Monday, June 19<sup>th</sup> 2006 between 10 am and 2 pm representatives of the Connecticut Department of Environmental Protection (CT DEP) and the U. S. Army Corps of Engineers will be available at the CT DEP offices in Hartford, Connecticut in the Russell Room which is on the 3<sup>rd</sup> floor to answer any questions you may have about this PGP.*

Attachment



**Christine Godfrey**  
**Chief, Regulatory Division**